

O3CO #3

CERTIFICATE OF MAILING

The undersigned certifies that this correspondence is being deposited with the United States Postal Service as Priority Mail in a postage-paid package addressed to Assistant Commissioner for Patents, Washington, D. C. 20231 on December 10, 1999.

Albert E. Lydon

PATENT APPLICATION  
Docket No.: 1735.2.2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ron McCabe et al.)

Serial No.: 09/438,184 )

Filed: November 11, 1999 )

For: FLEXIBLE REMOTE DATA  
MIRRORING )



FIRST INFORMATION DISCLOSURE STATEMENT

Honorable Commissioner of  
Patents & Trademarks  
Washington, D. C. 20231

Commissioner:

This Information Disclosure Statement is filed in response to the duty of candor described in 37 C.F.R. §§ 1.56, 1.98, MPEP § 2001.06(c), and elsewhere. The references and/or other information listed below are respectfully submitted for consideration by the Office. Identifying information for patent and other references, copies of any listed references, concise explanations of the relevance of any references not in English, and a copy of Form PTO-1449 are included as appropriate.

### U.S. Patent Documents

<u>Document Number</u>	<u>Name</u>
5,993,653	Ofek
5,835,953	Ohran
5,812,748	Ohran et al.
5,748,870	Tims et al.
5,742,792	Yanai et al.
5,633,999	Clowes et al.
5,544,347	Yanai et al.
5,537,533	Staheli et al.
5,455,932	Major et al.

### Other Documents

"Double-Take; Meeting the New Requirements for Enterprise Data Protection", NSI Software, 1997, pp. 1-16.

"EN-8800 SCSI Disk Array Controller", no later than 8/16/99, pp. 1-2.

"FrameRunner", StorageTek, March 16, 1999, pp. 1-5.

"FreeBSD; What is FreeBSD", FreeBSD Inc., 1995-1999, pp. 1-2.

"High-Speed Connectivity Between SCSI-Based Systems and Peripherals", General Signal Networks, no later than 8/16/99, pp. 1-2.

"Nonstop Networks; Company Profile", no later than 04/08/1999, pp. 1-14.

"Nonstop Networks; SFT III vs Mirroring Utilities", Nonstop Networks Limited, 1991-1996, pp. 1-6.

"Forgiving Network Faults", NetworkWorld, 1995, pp. 1-3.

"Nonstop Networks Limited - Press Release", March 4, 1996, pp. 1-2.

"Nonstop Networks Ltd.: No\*Stop Network", PC Magazine, May 14, 1996, pp. 1-5.

"The Official SCSI FAQ", Editor Gary Field, July 27, 1999, pp. 1-99.

"QLA1040 Ultra Wide", Qlogic Corporation, July 29, 1997, pp. 1-11.

"Question: Is it possible for two computers to access the same SCSI disks?", no later than July 27, 1999, pp. 1-2.

"RAID Defined", Microsynergy, 1997-99, pp. 1-8.

"RAID Lite", ANDATACO, 1994-1996, pp. 1-2.

"Remote SHADOW", March 23, 1999, pp. 1-3.

"USB Info: Frequently Asked Questions", no later than 10/20/99, pp. 1-2.

"Technology; Fibre Channel Overview", no later than 10/20/1999, p. 1.

"Storage Area Network-Based Backup--Why Buy Now?", R. Gray and P. Mason, International Data Corporation, 1999, pp. 1-12.

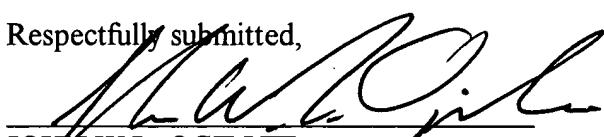
"Ultra SCSI Family Comparison and tech specs", July 16 1999, pp. 1-3.

"Volume Shadowing for OpenVMS", November 1996, pp. 1-14.

"Write-back cache", ZDNET, November 1999, p. 1.

Dated this 10<sup>th</sup> day of December, 1999.

Respectfully submitted,

  
JOHN W.L. OGILVIE  
Attorney for Applicants & Assignee  
Registration No. 37,987

COMPUTER LAW++  
8 East Broadway, Suite 725  
Salt Lake City, Utah 84111  
Telephone: (801) 355-0828

1735\2.2\p-ids